

## Message Text

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ACTION IO-14

INFO OCT-01 ADP-00 AF-10 ARA-16 EA-11 EUR-25 NEA-10 RSC-01

OIC-04 CIAE-00 DODE-00 PM-07 H-03 INR-10 L-03 NSAE-00

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DOT-00 FAA-00 CAB-09 JUSE-00 COME-00 AID-20 SCA-01

OMB-01 TRSE-00 RSR-01 /212 W  
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E.O. 11652: N/A

TAGS: PINS UN

SUBJ: UN AD HOC COMITE ON TERRORISM - SUBCOMITE ON MEASURES

SUMMARY: SUB-COMITE ON MEASURES CONCLUDED MEETING AUG 8 WITH STATEMENTS BY GREECE, TANZANIA, TURKEY, NIGERIA, UKRAINE, NICARAGUA, INDIA, JAPAN, AUSTRIA, USSR, CANADA, AND ALGERIA. NON ALIGNED GROUP CIRCULATED PROPOSAL TRANSMITTED SEPTTEL. US COMMENTED ON STATEMENTS BY NIGERIAN AND ALGERIAN REPS AS WELL AS ON NON-ALIGNED TEXT. CONTACT GROUP CREATED TO BEGIN MEETING AUG 9 PRIOR TO COMITE MEETING TO SEEK CONSENSUS ON REPORT. END SUMMARY.

1. GREEK REP REGRETTED THAT INTERNATIONAL COMMUNITY HAD NOT CLEARLY CONDEMNED TERRORISM AND CITING INCIDENTS THAT OCCURRED WHILE COMITE MET SAID THIS WITHOUT JUSTIFICATION. HE SAID SELF-DETERMINATION QUITE DIFFERENT FROM TERRORISM AND ARGUED AGAINST PERMITTING MOST REPREHENSIBLE ACTS CONSIDERED INTERNATIONAL TERRORISM. HE SAID IT NECESSARY TO ADOPT INTERNATIONAL CONVENTION AND AS HIS CONTRIBUTION TO THIS WORK GAVE LIST OF ACTS HE THOUGH SHOULD BE COVERED AND INDICATED SOME MEASURES.

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ACTS INCLUDE HIJACKING CIVIL AIRPLANES, ENDANGERING AIRCRAFT OR PASSENGERS, DESTROYING FOREIGN PROPERTY, USE OF TERROR AGAINST INNOCENT PERSONS, TAKING OF HOSTAGES, ATTACKS ON INTERNATIONALLY PROTECTED PERSONS, USE OF LETTER BOMBS, AND SABO-

TAGE AGAINST PUBLIC INSTALLATIONS. MEASURES INCLUDED CONDEMNATION OF ACTS OF INTERNATIONAL VIOLENCE INVOLVING TAKING LIVES OF INNOCENT PERSONS, CALL FOR RATIFICATION OF EXISTING CONVENTIONS, ENCOURAGEMENT OF INTERNAL MEASURES AGAINST TERRORISM, CO-OPERATION AND EXCHANGE OF INFO, PROMPT CONCLUSION OF CONVENTION OF PROTECTION OF DIPLOMATS, ASKING COMPETENT BODY TO CONSIDER CAUSES, CALL ON STATES TO REPORT TO SYG ON THEIR EFFORTS, ASKING INTERNATIONAL LAW COMMISSION TO PREPARE A TREATY, AND CONVENING DIPLOMATIC CONFERENCE TO ADOPT IT. RE AUG 5 ATHENS INCIDENT, HE SAID HIS GOVT SENT LETTER TO SYG TODAY ON WHAT COULD BE DONE, INCLUDING PROMPT ADOPTION OF CONVENTION, AND THAT LETTER WOULD BE CIRCULATED.

2. TANZANIAN REP WAS ENCOURAGED TO KNOW MOST INCLUDED AS ITEMS AS COLONIALISM AS CAUSE OF TERRORISM. HE SUGGESTED MEASURES ARE THOSE TO END COLONIALISM, GRANT INDEPENDENCE AND SELF DETERMINATION. SHE NOTED EFFORTS OFTEN FRUSTRATED IN OTHER UN BODIES, E.G. BY VETO IN SC. RECOMMENDED OTHER DELS HAVE CHANGE OF HEART. WHILE ABHORRING CRIMES AGAINST DIPLOMATS AND HI-JACKING, SHE AWARE OF CAUSE BEING DENIAL OF SELF-DETERMINATION AND PEOPLE MUST HAVE RIGHT TO FIGHT.

3. TURKISH REP IN FACE OF INCREASE OF TERRORISM STRESSED NEED FOR CONCRETE MEASURES AND LISTED FOLLOWING: CONDEMNATION WITH RESERVATION OF ALL ACTS OF VIOLENCE, CALL ON STATES TO BECOME PARTIES TO EXISTING CONVENTIONS, CALL ON STATES TO RE-INFORCE NATIONAL MEASURES AND EXCHANGE INFO, REGIONAL AND MULTINATIONAL MEASURES, STUDY OF CAUSES AND EFFORT TO ELIMINATE THEM, NEW INTERNATIONAL CONVENTION, AND RE-AFFIRMATION OF PORTIONS OF FRIENDLY RELATIONS DECLARATION DEALING WITH TERRORISM. HE SAID THIS NOT CONTRARY TO RIGHT OF SELF-DETERMINATION. HE THOUGH PROPOSALS BY URUGUAY AND VENEZUELA DESERVE SERIOUS STUDY.

4. NIGERIAN REP CHARACTERIZED INTERNATIONAL TERRORISM AS CRITICAL AND SERIOUS PROBLEM AND CONDEMNED ACTS SUCH AS IN KHARTOUM AND LIBYA. HE SAID THESE IRRESPONSIBLE AND HAVE LIMITED OFFICIAL USE  
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NOTHING TO DO WITH SELF-DETERMINATION. HE SAID ARABS HAD CONDEMNED SUCH ACTS, WHICH HAVE NOTHING TO DO WITH FIGHT OF PALESTINIANS. HE FOCUSED ON USG DRAFT CONVENTION ON PREVENTION OF CERTAIN ACTS OF TERRORISM. HE SAID DRAFT SHOULD TAKE INTO ACCOUNT: STATE TERRORISM, ADEQUACY OF MUNICIPAL LAW COVERAGE OF OFFENSES LISTED IN ARTICLE 1, NEED TO DEAL WITH THINGS OTHER THAN ORDINARY CRIME, AND NEED TO EXCLUDE MORE CLEARLY ACTIVITIES OF NATIONAL LIBERATION MOVEMENTS WITHIN THEIR OWN TERRITORY. HE REGRETTED THERE NOT TIME TO ADOPT CONVENTION FOR SUBMISSION TO 28TH GA, BUT SAID HE WOULD BE PREPARED TO SEE AD HOC COMITE TRANSMIT CONVENTION TO SIXTH (LEGAL) COMITE OF GA FOR FURTHER CONSIDERATION. HE ALSO SAID UK PROPOSALS

(USUN 2808) WITH SOME AMENDMENTS WOULD MEET VIEWS OF HIS DEL AND SUGGESTED PARAS 1 AND 2 EXPLICITLY EXCLUDE ACTIVITIES OF LIBERATION MOVEMENTS WITHIN THEIR OWN TERRITORIES AND PARA 7 BE CHANGED TO SUBSTITUTE WORD "PREVENTION" FOR WORD "SUPPRESSION".

5. UKRAINE REP MADE STATEMENT STRESSING NEED TO WORK ON CAUSES PRIOR TO WORK ON MEASURES. HE DID HOPE 28TH GA WOULD ADOPT CONVENTION ON PROTECTION OF DIPLOMATS AND ALSO MENTIONED POSSIBILITY OF NEW INTERNATIONAL INSTRUMENT PROVIDED IT NOT DETRIMENTAL TO RIGHT OF SELF-DETERMINATION AND THAT THERE BE BROAD CONSENSUS.

6. US COMMENTED THAT THERE NO DIFFERENCE IN PRINCIPLE OR SUBSTANCE BETWEEN PRINCIPLES UNDERLYING US DRAFT CONVENTION AND COMMENTS OF NIGERIAN REP. HE NOTED DRAFT ARTICLE 1 DID NOT COVER CONFLICT WITHIN TERRITORY OF STATE. TURNING TO NON-ALIGNED PROPOSAL (TRANSMITTED SEPTTEL), WHICH HAD JUST BEEN CIRCULATED, HE APPRECIATED SPIRIT OF TRYING TO ALLOW COMITE TO BRING OUT SOME PROGRESS AND WELCOMED POSITIVE ELEMENTS, BUT HAD CERTAIN PRELIMINARY OBSERVATIONS TO MAKE. RE PARA (A), WHILE AGREEING WITH OBJECTIVE, HE SAID WISHES OF PEOPLE INVOLVED MUST BE BORNE IN MIND. RE PARA (D), HE DID NOT THINK GRANTING OF MULTI-LATERAL AID SHOULD BE TIED WITH POLITICAL CONDITIONS AND HE QUESTIONED WHETHER BREAKING DIPLOMATIC RELATIONS COULD LEAD TO PROGRESS. IN ANY EVENT, HE THOUGHT PARAS (D) AND (E) WERE IN DOMAIN OF SC AND NOT AD HOC COMITE. HE THOUGHT PARA (F) ACCEPTABLE. RE PARA (G), HE COMMENTED THAT THIS WENT FAR AFIELD FROM TOPIC OF INT'L TERRORISM. RE PARA LIMITED OFFICIAL USE LIMITED OFFICIAL USE

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(H), HE ASKED WHETHER THIS MEANT THERE NO FORMS OF REPRESSION

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WHICH NOT WITHIN COMITE MANDATE. HE THOUGHT PARAS (I) THROUGH (L) GENERALLY ACCEPTABLE START. HE OBJECTED TO PARAS (M) AND (N) ON BASIS THAT FORMULATION SUGGESTED THAT ANYTHING COULD BE DONE IF CAUSE WERE JUST.

7. NICARAGUAN REP CALLED FOR MEASURES AND SAID THERE NEED TO TRY TO FIND AREAS OF CONSENSUS. HE SAID NEED TO REPRESS TERRORISM HAD BEEN GAINING GROUND INTERNATIONALLY. HE CONDEMNED TERRORISM BECAUSE IT IRRATIONAL INSTRUMENT TO GAIN CONTROL AND CONTRARY TO MANY RIGHTS AND TO UNDERPINNINGS OF CIVILIZATION.

8. INDIAN REP CALLED FOR CLOSE COOPERATION TO PREVENT TERRORISM, BEARING IN MIND LEGITIMACY OF STRUGGLE AGAINST COLONIALISM. HE ALSO CALLED FOR ACTION TO COMBAT STATE TERRORISM AND SAID GOVTS SHOULD BEHAVE BETTER THAN FANATICS. HE SUGGESTED GA INVITE STATES TO BECOME PARTIES TO EXISTING TREATIES. HE ARGUED AGAINST DUPLICATION OF WORK BEING DONE ICAO AND SUGGESTED OTHER AREAS BE TAKEN OUT, CONSIDERING WORK ON CONVENTION ON PROTECTION OF DIPLOMATS STEP IN THAT DIRECTION. CITING NON-ALIGNED PROPOSAL, HE SAID IT USEFUL BASIS  
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TO STIMULATE CONCRETE AND CONSTRUCTIVE DISCUSSION AND HE PLEASED TO SEE "ENCOURAGING" RESPONSE FROM US, WHICH ACCEPTED SOME PARTS AND DID NOT REJECT OTHERS.

9. JAPAN REP URGED TAKING EFFECTIVE MEASURES AND SUGGESTED: DOMESTIC MEASURES, EXCHANGE OF INFO, STATES BECOMING PARTIES TO EXISTING CONVENTIONS, GA CONDEMNATION OF ACTS OF INTERNATIONAL TERRORISM, ESTABLISHING CONCRETE MACHINERY ASAP. HE NOTED FROM OBSERVATIONS THAT MANY STATES WANTED NEW CONVENTION. HE SAID CONVENTION ON PROTECTION OF DIPLOMATS ALREADY ON TRACK. HE SAID IT NECESSARY TO CONCENTRATE ON ACTS BY INDIVIDUALS AND THAT ACTS BY STATES COULD BE COVERED BY SIMPLE REAFFIRMATION OF RELEVANT PORTION OF FRIENDLY RELATIONS DECLARATION. HE ARGUED SOME MEANS CAN NEVER BE USED REGARDLESS OF PURPOSE. HE SUPPORTED GENERAL LINE OF UK PROPOSAL AND SAID THAT IT USEFUL BASIS FOR WORK. HE DEFERRED COMMENT ON NON-ALIGNED TEXT. WHILE RECOGNIZING NEED FOR STUDY OF CAUSES AND THEIR ELIMINATION, HE SAID MEASURES SHOULD NOT AWAIT RESULTS IN THIS AREA.

10. AUSTRIAN REP REFERRED TO NEED FOR MEASURES AND SUGGESTED GA: CONDEMN INTERNATIONAL TERRORISM, CALL FOR RATIFICATION OF EXISTING

CONVENTIONS, ADOPT CONVENTION ON PROTECTION OF DIPLOMATS, DECIDE ON DESIRABILITY OF ELABORATING NEW CONVENTION. RE NEW CONVENTION, HE SAID SIXTH COMITE MIGHT BEGIN WORK DIRECTLY AS PREPARATORY WORK ALREADY DONE. HE SAID QUESTION WHETHER ONE OR SEVERAL INSTRUMENTS SHOULD BE DRAFTED WAS OPEN. HE SAID IT POSSIBLE TO MAKE CLEAR CONVENTION NOT DETRIMENTAL TO SELF-DETERMINATION. HE ALSO SAID THERE SHOULD BE DETERMINED EFFORTS TO ELIMINATE CAUSES, THAT THIS ONGOING ACTIVITY IN OTHER UN ORGANS, AND THAT GA COULD ASK THEM TO REDOUBLE EFFORTS.

11. USSR BEGAN BY RECOGNIZING DEEP MOTIVES UNDERLYING ACTS OF TERRORISM. HE SAID MEASURES MUST BE FRUIT OF COMMON AGREEMENT TO ERADICATE COLONIALISM AND TERRORISM. HE URGED RATIFICATION OF EXISTING CONVENTIONS RELATING TO CIVIL AVIATION, SAID GA SHOULD AS MATTER OF TOP PRIORITY ADOPT CONVENTION ON PROTECTION OF DIPLOMATS, AND URGED STATES TO DEVELOP MEASURES AT NATIONAL LEVEL. HE STRESSED DUTY OF STATES TO PROTECT FOREIGNERS WITHIN THEIR TERRITORIES AND TO STOP ACTIVITIES OF ZIONIST/ TERRORIST ORGANIZATIONS WHICH STILL PROTECTED IN A SERIES OF STATES. HE CALLED FOR BILATERAL AGREEMENTS. HE SAID LIMITED OFFICIAL USE  
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HE HAD NO OBJECTION TO ADOPTING NEW INTERNATIONAL INSTRUMENT TO PREVENT ACTS OF INTERNATIONAL TERRORISM (AS DEFINED IN PREVIOUS USSR STATEMENTS) ON BASIS OF CONSENSUS. HE SAID ANY CONVENTION MUST PROTECT THOSE WHO STRUGGLE FOR SELF-DETERMINATION AND SUGGESTED INCLUSION OF PROVISION ALONG LINES "ACTS COMMITTED BY A COUNTRY AT WAR, AS WELL AS BY THOSE STRUGGLING FOR NATIONAL LIBERATION, DO NOT CONSTITUTE TERRORISM." HE SAID VARIOUS PROPOSALS MADE TO COMITE HAD POSITIVE ELEMENTS AND THAT COMITE SHOULD WORK AT GETTING CONSENSUS.

12. CANADA REP REGRETTED THAT COMITE HAD NOT MADE GREATER PROGRESS, BUT ENCOURAGED BY FEELING THAT SERIES OF CONCRETE RECOMMENDATIONS FOR MEASURES EMERGING. HE CATEGORIZED AS FOLLOWS: NATIONAL MEASURES (E.G. AIRPORT SECURITY), BILATERAL MEASURES (E.G. EXCHANGE OF INFO), MULTI-LATERAL COOPERATION (E.G. RATIFICATION OF EXISTING CONVENTIONS). HE SAID MORE MUST BE DONE THAN THIS AND SAID WIDE OPINION IN COMITE AGREED. HE SUPPORTED UK PROPOSAL AS MODEST BUT USEFUL STEP. HE WELCOMED APPEARANCE OF NON-ALIGNED PROPOSAL WHICH HE THOUGHT SERIOUS AND SINCERE EFFORT TO MOVE TOWARD BROADLY ACCEPTABLE RECOMMENDATIONS. HE PROMISED TO STUDY THEM IN POSITIVE SPIRIT. HOWEVER, HE THOUGHT SUB-PARA (M) COULD BE MISINTERPRETED TO GIVE LICENSE TO VIOLENT ACTS WITHOUT RESTRAINT. HE ATTACHED SPECIAL IMPORTANCE TO PARA (L) AND PARA 7 OF UK PROPOSAL CALLING FOR NEW CONVENTION. HE NOTED SOME SAID IT NECESSARY FOR THERE TO BE WIDE CONSENSUS FOR NEW CONVENTION TO BE EFFECTIVE AND SAID HE DISAGREED BECAUSE:  
(A) SOME CONVENTIONS DESPITE MODEST INITIAL ADHERENCES

EXERCISE CONSIDERABLE INFLUENCE ON STATE BEHAVIOUR; (B) EVEN IF NOT GLOBAL AT OUTSET, COULD STILL BE HIGHLY EFFECTIVE IN AREAS WHERE IT ENFORCED; (C) MANY CONVENTIONS START WITH LESS THAN UNANIMOUS SUPPORT BUT EVENTUALLY BUILT UP WIDE SUPPORT. THUS, HE SUPPORTED CONSIDERING NEW DRAFT ON MERITS RATHER THAN ON WHETHER IT CAN IMMEDIATELY CLAIM ENTHUSIASTIC SUPPORT FROM ALL GOVTS. HE SUGGESTED ILC UNCIQUELY QUALIFIED FOR TASK OF ELABORATING NEW DRAFT AND SAID 28TH GA SHOULD ASK ILC TO DO THIS WITH HIGHEST PRIORITY FOR SUBMISSION TO 29TH GA. RE SCOPE OF DRAFT, HE SAID GROUND WORK ALREADY CLEAR AND PRINCIPLE OF EXTRADITION OF PUNISHMENT SEEMED WIDELY ACCEPTED. HE CITED YUGO STATEMENT RE COVERAGE OF ACTS OUTSIDE AREA OF BELLIGERENCY LIMITED OFFICIAL USE  
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AND TAKING OF HOSTAGES.

13. ALGERIAN REP BEGAN BY SAYING IN REPLY TO NIGERIAN REFERENCES TO ARABS, THAT ONLY ISRAEL TALKED OF "ARAB" TERRORISM AND THAT IT MORE PROPER TO REFER TO "PALESTINIAN"

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TERRORISM. HE CRITICIZED UK FOR RELYING ON OBSERVATIONS OF STATES TO SYG BECAUSE ONLY LIMITED NUMBER OF RESPONSES (NOT INCLUDING, HE ADMITED, ALGERIA). HE QUESTIONED WHETHER THOSE WHO WERE CO-SPONSORS OF UNGA RES 3034 ABLE TO CONSTRUE PARA 10 WITHOUT DISTORTION AND ENIED THAT IT REALLY CALLED FOR IMMEDIATE MEASURES. HE ARGUED FRIENDLY RLATIONS

DECLARATION ONLY CONCERNED INTERNAL TERRORISM, FOR OTHERWISE IT WOULD CONFLICT WITH RESES WHICH ASK STATES TO AID IN LEGITIMATE STRUGGLE FOR SELF-DETERMINATION. HE ARGUED THAT ONLY PREVENTIVE MEASURES, I.E. AGAINST CAUSES, AND NOT MEASURES OF SUPPRESSION, I.E. PENAL, CAME WITHIN SCOPE OF COMITE. HE CRITICIZED CALLS FOR NATIONAL MEASURES AND CALLED FOR STATES TO ADHERE TO EXISTING CONVENTIONS AS THESE MATTERS ALREADY COVERED IN PARAS 5 AND 6 OF UNGA RES 3034. HE SAID HE UPSET BY CANADIAN STATEMENT RE NO NEED FOR CONSENSUS FOR NEW CONVENTION AND SAID ALGERIA REFUSES TO BE DRAGGED INTO ADOPTION OF CONVENTION WHEN THEY DO NOT KNOW EXACTLY WHAT IS INVOLVED. HE SAID CONDEMNATION OF TERRORISM UNACCEPTABLE BECAUSE THIS WAS DIFFICULT ISSUE AT GA AND NOT WOTH RE-OPENING. WHILE REGRETTING TERRORIST INCIDENTS THAT HAD OCCURRED DURING LAST FOUR WEEKS, HE SAID REAL TERRORISM LIMITED OFFICIAL USE  
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WAS REPORTED BOMBINGS, OF CAMBODIAN VILLAGES IN NEW YORK TIMES LAST TWO DAYS. HE SAID IT ALREADY GRAVE IF US DOES TERRORISM AT WILL; IT EVEN MORE GRAVE WHEN US DOES IT WITHOUT WILLING IT. HE THUS CALLED FOR CONCENTRATION OF EFFORTS ON TERRORISM OF STATES. FINALLY, HE SAID NON-ALIGNED TEXT REFLECTED ABOVE PRINCIPLES.

14. US ASKED HOW ONE ANSWERS A REP SHOWCOMMENTS ON LACK OF COMMENTS BUT HIS STATE DOES NOT SUBMIT COMMENTS, WHO CLAIMS RIGHT TO TRUE INTERPRETATION OF RES 3034 AND INSISTS WE DO NOT VENTURE BEYOND IT BUT UNWILLING TO SEE MEASURES ALREADY ACCEPTED IN THAT RES REAFFIRMED, WHO REFUSES TO DEAL WITH CONVENTION BEFORE SEEING COMPLETED TEXT BUT WILL NOT OPEN EYES TO US TEXT WHICH ALREADY ON TABLE. US ALT REP STATED DEATH IN INDOCHINA "TRAGIC", AND SAID EXISTING FRAMEWORK OF LAW SUCH AS CHARTER, FRIENDLY RELATIONS DECLARATION, DEAL WITH STATE CONDUCT. HE ARGUED THERE NEED FOR SIMILAR FRAMEWORK FOR INDIVIDUAL AND GROUP CONDUCT. HE SUGGESTED ALL CIN COMITE UNDERSTOOD THAT ITEM DEALT WITH CAUSES OF AND MEASURES AGAINST ACTS OF TERRORISM BY INDIVIDUALS AND GROUPS. WHILE HE ADMITTED INITIAL MEASURES WOULD HAVE TO BE LIMITED, THIS NO REASON NOT TO START. HE SAID MUCH POSITIVE HAD BEEN SAID DURING LAST TWO DAYS AND COMITE SHOULD BUILD ON THAT AND NOT ON PARTICULARISTIC INTERPRETATIONS.

15. YEMEN ARAB REPUBLIC REFERRED TO NON-ALIGNED TEXT AND STRESSED NEED TO START BY CONDEMNING COLONIALIST ACTS OF VIOLENCE, APARTHEID, ETC.

16. SUBBESTION OF CHAIRMAN BOYD (PANAMA) THAT CONTACT GROUP CONSISTING OF MEMBERS OF BUREAU PLUS TWO ADDITIONAL MEMBERS FROM EACH REGIONAL GROUP BEGIN MEETING TO ATTEMPT CONSENSUS RECOMMENDATIONS FOR REPORT. GROUP SCHEDULED TO MEET PRIOR TO AUG 9 MEETING OF COMITE,

WHICH FIRST PLENARY MEETING ON REPORT. AT WEO MEETING, IT  
DECIDED THAT IN ADDITION TO WANG (CANADA) WHO WOULD  
PARTICIPATE AS MEMBER OF BUREAU, WEO PARTICIPANTS WOULD  
BE US AND UK.  
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## Message Attributes

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